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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.1557 of 2006
WITH
INCOME TAX APPEAL LODGING NO.795 OF 2006

The Commissioner of Income-tax
Mumbai ..Appellant

Vs.

Smt. Pratima H. Mehta.....Respondent

Mr.B.M. Chatterji with Mr. P.S.Sahadevan for the Appellant

CORAM: F.I. REBELLO &
J.P.DEVADHAR,JJ.
DATED: 23rd October, 2007

P.C.:

. Though the respondents served there is no appearance. There is delay of 279 days. There is an affidavit of S.R.Veer showing cause as to why there was delay in preferring the Appeal. The tax incidence is more than Rs.20.00 lakhs. As the averments in the affidavit in support of the Motion are not contested the cause shown in our opinion amounts sufficient cause. Hence delay condoned. Motion made absolute in terms of prayer clause (a). Office to register the Appeal.

(J.P. DEVADHAR, J.) **(F.I. REBELLO, J.)**